

Practitioner's Docket No. END920030126US1**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: C. N. Kline

Application No.: 10 /728,487 Group No.: 2186

Filed: 12/4/03

Examiner:

For: SYSTEM, METHOD & PROGRAM FOR BACKING UP A COMPUTER PROGRAM

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**AMENDMENT, REQUEST AND FEE TO ADD NAMES OF INVENTOR(S) OF
INVENTION ORIGINALLY DISCLOSED AND NOW BEING CLAIMED****(37 C.F.R. 1.48(c))****—NONPROVISIONAL APPLICATION—**

NOTE: "If a nonprovisional application discloses unclaimed subject matter by an inventor or inventors not named in the application, the application may be amended to add claims to the subject matter and name the correct inventors for the application." 37 C.F.R. § 1.48(c).

1. This amendment and request under 37 C.F.R. § 1.48(c) is to add the name(s) of the following person(s) as inventor(s) and who is (are) the inventor(s) of the invention now being claimed:

Add Chad Lingmannas a co-inventor.Both Chris Kline and Chad Lingmannare co-inventors.**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10***

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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37 C.F.R. § 1.8(a)**37 C.F.R. § 1.10 ***

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Date: 12/16/04

Signature

Georgia Y. Brundege

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

(Amendment, Request and Fee to Names of Inventors of Invention Originally Disclosed and Now Being Claimed—Nonprovisional Application (37 C.F.R. § 1.48(c)) [9-21.1]—page 1 of 2)

2. Claim(s) Now on File

The claim(s) in this application are as follows:

(check and complete all applicable items)

- ☒ originally filed claim(s) 1 - 14
- ☐ originally filed claim(s) _____
as amended on _____
- ☐ claim(s) _____
filed on _____
- ☐ claim(s) _____
filed on _____, as amended on _____

3. Status of Inventorship After Amendment

(check the following item if all the inventor(s) remaining after this petition and amendment is accepted are not the inventor(s) of the subject matter of all the claim(s) now being claimed)

- ☒ Attached is an explanation of the facts, including the ownership of all the claim(s) at the time the last claimed invention was made (Declaration of Inventorship and Common Ownership of Claims in Application).

4. Statement From Each Person Being Added As Inventor (37 C.F.R. § 1.48(c)(1))

Attached is a statement from each person being added as an inventor that the amendment is necessitated by amendment of the claims and that the inventorship error occurred without deceptive intent on his or her part.

5. Declaration (37 C.F.R. § 1.48(c)(2))

- ☒ Attached is a declaration by the actual inventor or inventors as required by § 1.63 (or as permitted by §§ 1.42, 1.43 or 1.47)

6. Assent of Assignee of Any Originally Named Inventor(s) (37 C.F.R. § 1.48(c)(4))

- ☒ Attached is the written consent of the assignee of the originally named inventor(s).

7. Fee (37 C.F.R. § 1.17(l))

The fee required by is paid as follows:

- ☐ Enclosed is a check for \$130.00.
- ☐ Charge Account _____ for any fee deficiency.
- ☒ Charge Account 09-0457 the sum of \$130.00.


SIGNATURE OF PRACTITIONER

Arthur J. Samodovitz

(type or print name of practitioner)

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(Amendment, Request and Fee to Names of Inventors of Invention Originally Disclosed and Now Being Claimed—Nonprovisional Application (37 C.F.R. § 1.48(c) [9-21.1]—page 2 of 2)